



IAP13 Rec'd PCT/PTO 03 JAN 2007

RET

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dusan ZIZEK

Serial No.: 10/555,649

Filing Date: November 4, 2005

For: A POSTCARD WITH SOUND RECORDING AND A PLAYER
THEREFOR

RESPONSE TO NOTIFICATION OF INSUFFICIENT FEES

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**Attention: APPLICATION BRANCH
MISSING REQUIREMENTS OF APPLICATION**

Sir:

A Notification of Insufficient Fees, dated October 30, 2006, indicated that the surcharge of \$130.00 is missing from the above-captioned application.

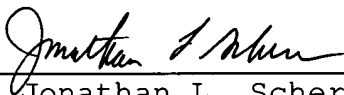
However, Applicant respectfully submits that the above-cited surcharge was not required since the application was filed with the filing fee, search fee, examination fee and the executed Declaration. A copy of each paper filed is attached hereto, along with a copy of the date-stamped postcard evidencing receipt of these papers in the PTO on November 4, 2005.

Serial No.: 10/555,649

The Commissioner is hereby authorized to debit or credit any fees set forth in \$1.16 or \$1.17 to Deposit Account No. 06-1358 as needed in order to effect proper filing of the application. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By 
Jonathan L. Scherer
Reg. No. 29,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666

Atty. Docket No.: P70905US0
Date: January 3, 2007
JLS/cmf

Att'y Docket: P70905US0
Serial No.: New U.S. National Phase Application
Applicant: ZIZEK
Filing Date: November 4, 2005

Today's Date: November 4, 2005

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

☒ Preliminary Amendment
☒ International Search Report (210)
☒ PCT/IB/304 Form(s)
☒ First Page of Publ.
☒ 8 pg. Specif. with 8 claims with Abstract
☒ 1 Sheet of Drawings
☒ Declaration and Power of Attorney

10/555649

~~Credit Card Form charge for \$1000.00~~

DUE DATE: November 11, 2005

JACOBSON HOLMAN PLLC
400 SEVENTH STREET, NW
WASHINGTON, DC 20004

EARLY SERIAL NO. _____

JLS/cmf

JCO4 Rec'd PCT/PTO 04 NOV 2005

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER P70905US0
		US APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/SI04/000035	INTERNATIONAL FILING DATE 3 November 2004	PRIORITY DATE CLAIMED 5 November 2003
TITLE OF INVENTION A POSTCARD WITH SOUND RECORDING AND A PLAYER THEREFOR		
APPLICANT(S) FOR DO/EO/US Dusan ZIZEK		

Applicant herein submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for Internatl. Preliminary Examination was made by the 19th month from earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is hereby incorporated by reference and
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the Internatl. Preliminary Examination report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☒ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 International Search Report
 PCT/IB/304 Form
 First Page of Publication

US APPLICATION NO. (If known, see 37 CFR 1.5)		NATIONAL APPLICATION NO. PCT/SI04/000035		ATTORNEY'S DOCKET NUMBER P70905US0	
17. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
a) Basic national fee \$300.00 b) Examination fee \$200.00 c) Search fee \$500.00 <div style="text-align: center;"> TOTAL OF ABOVE CALCULATIONS </div>				\$1000.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction Thereof (round up to a whole number)	Rate		
*** - 100 = ***	*** / 50 =	****	x 250.00	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	8 - 20 =	-0-	x \$50.00	\$	
Independent Claims	1 - 3 =	-0-	x \$200.00	\$	
Multiple Dependent Claim(s) (if applicable)			+\$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$ 1000.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	
SUBTOTAL =				\$ 1000.00	
Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$	
TOTAL NATIONAL FEE =				\$ 1000.00	
Fee of \$40.00 for recording the enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31).				\$	
TOTAL FEES ENCLOSED =				\$ 1000.00	
a. <input checked="" type="checkbox"/> A Credit Card Payment Form authorizing the amount of \$ <u>1000.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. <u>06-1358</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge my account any additional fees set forth in §1.492 during the pendency of this application, or credit any overpayment to Deposit Account No. <u>06-1358</u> . A duplicate copy of this sheet is enclosed.					
SEND ALL CORRESPONDENCE TO:					
JACOBSON HOLMAN PLLC 400 7th Street, N.W., Suite 600 Washington, DC 20004 202-638-6666 CUSTOMER NUMBER: 00136			By <u>Jonathan L. Scherer</u> Reg. No. 29,851		

P 70905USD



C/G

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/555,649	Dusan Zizek	P70905US0

INTERNATIONAL APPLICATION NO.

PCT/SI04/00035

I.A. FILING DATE	PRIORITY DATE
11/03/2004	11/05/2003

136
 JACOBSON HOLMAN PLLC
 400 SEVENTH STREET N.W.
 SUITE 600
 WASHINGTON, DC 20004

JACOBSON HOLMAN PLLC
 Response Due On Or Before
12 / 30 / 06
 Month Day Year

CONFIRMATION NO. 2164

371 FORMALITIES LETTER



OC000000021021261

Date Mailed: 10/30/2006

Notification of Insufficient Fees (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 11/04/2005
- Copy of the International Search Report filed on 11/04/2005
- Preliminary Amendments filed on 11/04/2005
- Information Disclosure Statements filed on 11/04/2005
- Oath or Declaration filed on 11/04/2005
- Request for Immediate Examination filed on 11/04/2005
- U.S. Basic National Fees filed on 11/04/2005
- Priority Documents filed on 11/04/2005
- Power of Attorney filed on 11/04/2005
- Non-English Language Application filed on 11/04/2005
- Specification filed on 11/04/2005
- Claims filed on 11/04/2005
- Abstracts filed on 11/04/2005
- Drawings filed on 11/04/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/555,649	PCT/SI04/00035	P70905US0